IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8407 of 2005

Between:

P.Penchalaiah, s/o Ramaiah,
R/o Neetiguntapalem Venkatachalam (M), Nellore District.

..... PETITIONER

AND

1 The Regional Manager, APSRTC, Nellore Region, Nellore District.
2 The Depot Manager, APSRTC, Gudur Depot, Nellore District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ more particularly one in the nature of writ of mandamus declaring the action of the respondents in not fixing the pay of the petitioner accordingly by adding increments to the petitioner as illegal, arbitrary and unjust and consequently direct the respondents to fix the pay of the petitioner accordingly by adding increments for the period w.e.f. 1994.

Counsel for the Petitioner:MR.G.RAVI MOHAN

Counsel for the Respondent: MR.R.M.REDDY

The Court at the admission stage made the following O R D E R:

The petitioner seeks a Writ of Mandamus declaring the action of the respondents in not fixing the pay of the petitioner by adding increments as illegal and arbitrary.

Heard the learned counsel for the petitioner and the learned standing counsel appearing for the respondents.

The grievance of the petitioner is that even after expiry of the period of punishment imposed by the second respondent, the respondents are not fixing the pay of the petitioner. Appropriate decision has to be taken by the second respondent whether the petitioner is entitled for additional increments after the lapse of punishment period.

Therefore, without entering into the merits of the case, the writ petition is disposed of directing the second respondent to take appropriate decision with regard to fixation of pay to the petitioner within a period of two months from the date of receipt of a copy of this order. No costs.

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(K.C.BHANU,J)

Dt:15th April, 2005

usd

To

1 The Regional Manager, APSRTC, Nellore Region, Nellore District.
2 The Depot Manager, APSRTC, Gudur Depot, Nellore District.

3 Two CD copies.